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Attorneys for Defendant BIO-RAD LABORATORIES, INC.

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

NANOENTEK, INC.,

*Plaintiff,*

vs.

BIO-RAD LABORATORIES, INC.,

*Defendant.*

JCS  
Case No. 3:11-CV-06237 ~~JSW~~

**[PROPOSED] STIPULATED  
ORDER REGARDING PROPOSED  
SCHEDULE FOR MARKMAN BRIEFING**

Joseph C. Spero  
The Honorable ~~Jeffrey S. White~~

WHEREAS, Plaintiff NanoEnTek, Inc. ("NanoEnTek") and Defendant Bio-Rad Laboratories, Inc. ("Bio-Rad"), by and through their respective counsel of record, hereby STIPULATE AND AGREE that the Court may enter the following order regarding a proposed

1 schedule for Modified *Markman* briefing pursuant to the Local Patent Rules.

2  
3 May 25, 2012 Plaintiff's disclosure of asserted claims and infringement contentions and  
4 document production

5 July 20, 2012 Defendant's invalidity contentions and document production

6 July 27, 2012 Exchange proposed terms for construction

7  
8 August 10, 2012 Exchange preliminary claim constructions and extrinsic evidence

9 August 24, 2012 Joint Claim Construction and Prehearing Statement

10 August 27, 2012 Court mediation to be completed (ECF No. 69)

11 September 24, 2012 Completion of claim construction discovery

12 September 30, 2012 Deadline to join parties / amend pleadings (ECF No. 69)

13 October 9, 2012 Plaintiff's opening claim construction brief

14 October 23, 2012 Defendant's opposing/responsive claim construction brief

15 October 30, 2012 Plaintiff's reply claim construction brief

16 October 30, 2012 Amended, Final Joint Claim Construction Statement

17 JCS

18 ~~November 6, 2012 Tutorial on technology (to be scheduled by the Court)~~

19 JCS

20 ~~November 13, 2012 Joint Claim Construction Hearing (to be scheduled by the Court)~~

21 May 6, 2013 Fact Discovery Deadline (ECF No. 69)

22 July 31, 2013 Expert Discovery Deadline; Expert witness list due (ECF No. 69)

23 9:30 - JCS

24 August 30, 2013 Dispositive Motion Hearing 9:00 AM in Courtroom 11 (ECF No. 69)

1  
2 DATED: May 10, 2012

Respectfully submitted,

EDWARDS WILDMAN PALMER LLP

3  
4 /s/ David Cotta  
Clinton J. McCord, SBN 204749

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13 Attorneys for Plaintiff  
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15 DATED: May 10, 2012

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25 BIO-RAD LABORATORIES, INC.

**FILER'S ATTESTATION**

Pursuant to General Order No. 45, Section X, Subparagraph B, the undersigned attests that all parties have concurred in the filing of this [PROPOSED] STIPULATED ORDER.

DATED: May 10, 2012

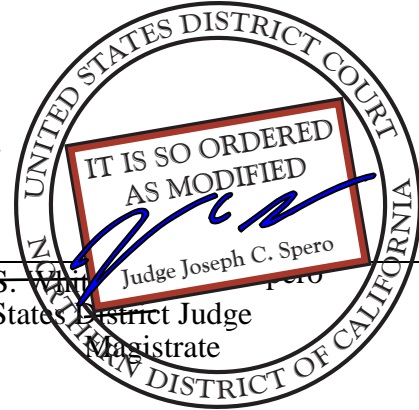
/s/ Jennifer Hayes

Jennifer Hayes

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: June 18, 2012

Jeffrey S. [Signature]  
United States District Judge  
Magistrate



**CERTIFICATE OF SERVICE**

The undersigned certifies that the **[PROPOSED] STIPULATED ORDER** was served via the Court's Electronic Case Management System on all counsel of record on May 10, 2012.

/s/ Jennifer Hayes